

1 UNITED STATES DISTRICT COURT
2 WESTERN DISTRICT OF WASHINGTON
3 AT TACOMA

4 JAMES A. BATTLE JR,

5 Plaintiff,

6 v.

7 ARLEN HATTLE, et al.,

8 Defendants.

CASE NO. C13-5086 BHS-KLS

ORDER ADOPTING REPORT
AND RECOMMENDATION

9 This matter comes before the Court on the Report and Recommendation ("R&R")
10 of the Honorable Karen L. Strombom, United States Magistrate Judge. Dkt. 45. The
11 Court having considered the R&R and the remaining record, and no objections having
12 been filed, does hereby find and order as follows:

- 13 (1) The R&R is **ADOPTED**;
- 14 (2) Plaintiff's Motion for Summary Judgment Against Defendant Laurence
15 Mays (Dkt. 30) is **DENIED**; Defendant Laurence Mays' Cross-Motion for Summary
16 Judgment (Dkt. 35) is **GRANTED**; and Plaintiff's claims against Defendant Laurence
17 Mays are **DISMISSED with prejudice**.

18 Dated this 24th day December, 2013.

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21 BENJAMIN H. SETTLE
22 United States District Judge